

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The yeas and nays are ordered.

AMENDMENT NO. 3848 TO AMENDMENT NO. 3847

Mr. SCHUMER. Mr. President, I have an amendment at the desk.

The PRESIDING OFFICER. The clerk will report the amendment.

The senior assistant legislative clerk read as follows:

The Senator from New York [Mr. SCHUMER] proposes an amendment numbered 3848 to amendment No. 3847.

The amendment is as follows:

(Purpose: To change the effective date)

At the appropriate place, insert the following:

SEC. 2. EFFECTIVE DATE.

This Act shall take effect 2 days after the date of enactment of this Act.

MOTION TO REFER WITH AMENDMENT NO. 3849

Mr. SCHUMER. Mr. President, I move to refer the House message to accompany S. 1301 to the Committee on Finance with instructions to report back forthwith with an amendment.

The PRESIDING OFFICER. The clerk will report the motion.

The senior assistant legislative clerk read as follows:

The Senator from New York [Mr. SCHUMER] moves to refer to the Committee on Finance with instructions to report back forthwith with an amendment numbered 3849.

The amendment is as follows:

(Purpose: To change the effective date)

At the appropriate place, insert the following:

SEC. 2. EFFECTIVE DATE.

This Act shall take effect 3 days after the date of enactment of this Act.

Mr. SCHUMER. Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The yeas and nays are ordered.

AMENDMENT NO. 3850 TO THE INSTRUCTIONS

Mr. SCHUMER. Mr. President, I have an amendment to the instructions at the desk.

The PRESIDING OFFICER. The clerk will report.

The senior assistant legislative clerk read as follows:

The Senator from New York [Mr. SCHUMER] proposes an amendment numbered 3850 to the instructions on the motion to refer S. 1301.

The amendment is as follows:

(Purpose: To modify the effective date)

On page 1, line 3, strike "3 days" and insert "4 days".

Mr. SCHUMER. Mr. President, I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The yeas and nays are ordered.

AMENDMENT NO. 3851 TO AMENDMENT NO. 3850

Mr. SCHUMER. Mr. President, I have a second-degree amendment at the desk.

The PRESIDING OFFICER. The clerk will report.

The senior assistant legislative clerk read as follows:

The Senator from New York [Mr. SCHUMER] proposes an amendment numbered 3851 to amendment No. 3850.

The amendment is as follows:

(Purpose: To modify the effective date)

On page 1, lines 1 and 2, strike "4 days" and insert "1 day".

EXECUTIVE SESSION

EXECUTIVE CALENDAR

Mr. SCHUMER. Mr. President, I move to proceed to executive session to consider calendar No. 259.

The PRESIDING OFFICER. The question is on agreeing to the motion. The motion was agreed to.

The PRESIDING OFFICER. The clerk will report the nomination.

The legislative clerk read the nomination of Gustavo A. Gelpi, of Puerto Rico, to be United States Circuit Judge for the First Circuit.

CLOTURE MOTION

Mr. SCHUMER. Mr. President, I send a cloture motion to the desk.

The PRESIDING OFFICER. The cloture motion having been presented under rule XXII, the Chair directs the clerk to read the motion.

The legislative clerk read as follows:

CLOTURE MOTION

We, the undersigned Senators, in accordance with the provisions of rule XXII of the Standing Rules of the Senate, do hereby move to bring to a close debate on the nomination of Executive Calendar No. 259, Gustavo A. Gelpi, of Puerto Rico, to be United States Circuit Judge for the First Circuit.

Charles E. Schumer, Sheldon Whitehouse, Christopher Murphy, Gary C. Peters, Michael F. Bennet, Robert P. Casey, Jr., Benjamin L. Cardin, Patty Murray, Catherine Cortez Masto, Tammy Duckworth, Patrick J. Leahy, Robert Menendez, Bernard Sanders, Mark R. Warner, Tina Smith, Richard J. Durbin, Ben Ray Lujan.

Mr. SCHUMER. Finally, Mr. President, I ask unanimous consent that the mandatory quorum calls for the cloture motions filed today, October 7, be waived.

The PRESIDING OFFICER. Without objection, it is so ordered.

MOTION TO DISCHARGE

Mr. SCHUMER. Pursuant to S. Res. 27, the Health, Education, Labor, and Pensions Committee being tied on the question of reporting, I move to discharge the Senate Health, Education, Labor, and Pensions Committee from further consideration of the nomination of Catherine Elizabeth Lhamon, of California, to be Assistant Secretary for Civil Rights, Department of Education.

The PRESIDING OFFICER. Under the provisions of S. Res. 27, there will now be up to 4 hours of debate on the

motion equally divided between the two leaders or their designees, with no motions, points of order, or amendments in order.

Mr. SCHUMER. I ask for the yeas and nays.

The PRESIDING OFFICER. Is there a sufficient second?

There appears to be a sufficient second.

The yeas and nays are ordered.

Mr. SCHUMER. Thank you, Mr. President.

I ask unanimous consent that the time during the quorum call be equally divided.

The PRESIDING OFFICER. Without objection, it is so ordered.

Mr. SCHUMER. Mr. President, I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The senior assistant legislative clerk proceeded to call the roll.

Mr. BARRASSO. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

INFRASTRUCTURE BILL

Mr. BARRASSO. Mr. President, I come to the floor today to oppose, of course, the Democrats' reckless tax-and-spending bill. I have been coming to the floor to talk about this—the wasted taxes, the spending, all of the sorts of things the Democrats are trying to do.

You know, right now, the Democrats are pushing a Big Government, socialist agenda. There can be no question about it. They want additional, permanent welfare programs. They want to—to me, this bankrupts current programs, like Medicare. It takes—it is very hard to think about this amount of spending without realizing the risk that it proves for Social Security. And, of course, the Democrats are proposing this big green new disaster.

For all this spending, what do they want to do?

Well, they want to raise taxes by trillions and trillions of dollars. But it is still not enough to pay for all of the spending that they want to do.

That is why Democrats are now working and pushing this backdoor tax increase. Democrats want to supersize the least accountable and most powerful Agency of the Federal Government. And that, of course, is the Internal Revenue Service.

Now, what we know about this Agency, the IRS, is that they have, time and time again, proven they can't be even trusted to properly secure data, when we look at the leaks that come out of the IRS.

But they are looking for more data and more information, private information, private business by American taxpayers.

Democrats are asking, in this \$3.5 trillion bill, \$80 billion of additional funding for the Internal Revenue Service. They want to give the IRS enough money and power to hire a full new army of bureaucrats.